

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Competitive Product Prices
Inbound Competitive Multi-Service Agreements with
Foreign Postal Operators
Interconnect Remuneration Agreement - United States
Postal Service and Specified Postal Operators II
(MC2010-34)
Negotiated Service Agreement

Docket No.
CP2022-34

PUBLIC REPRESENTATIVE COMMENTS ON
POSTAL SERVICE NOTICE OF FILING MODIFICATIONS TO RATES
UNDER INBOUND COMPETITIVE MULTI-SERVICE IRA-USPS II
AGREEMENT WITH MATERIALS FILED UNDER SEAL

(June 9, 2022)

The Public Representative hereby provides comments pursuant to the Commission's Notice in this docket.¹ In that Notice, the Commission established the above referenced docket to receive comments from interested persons, including the undersigned Public Representative, on a Postal Service Notice of Filing Modifications to certain Inbound Rates under the Competitive Multi-Product Interconnect Remuneration Agreement-USPS and Specified Postal Operators II (referred to as the "IRA-USPS II Agreement") that is included within the Inbound Competitive Multi-Service Agreement

¹ PRC Notice Initiating Docket No. CP2022-34, June 6, 2022

with Foreign Postal Operators 1 (MC2010-34) Product.² (*Notice*) The Postal Service states that the Postal Regulatory Commission issued an order on December 23, 2021 favorably reviewing the inbound competitive portions of the IRA-USPS II Agreement.³

Pursuant to the IRA-USPS II Agreement, any party may modify its delivery rates by communicating the new rates to the International Post Corporation by the July 15 of the year preceding their application. *Notice* at 2. Parties to the IRA-USPS II Agreement may generally self-declare rates within defined parameters. *Id.* It is in accordance with these terms that the Postal Service intends to modify certain inbound rates if these rates are favorably reviewed by the Commission. *Id.* The modified rates are intended to take effect on January 1, 2023. *Id.*

Prices and classifications for competitive products not of general applicability for Inbound Competitive Multi-Service Agreements with Foreign Postal Operators were previously established by the Decision of the Board of Governors of the United States Postal Service on the Establishment of Prices and Classifications for Domestic Competitive Agreements, Outbound International Competitive Agreements, Inbound International Competitive Agreements and Other Non-published Competitive Rates, issued on February 7, 2019.⁴

The Postal Service attached the following to its notice: (1) Attachment 1 – a certified statement concerning the modified rates under the IRA-USPS II Agreement as required by 39 C.F.R. § 3035.105(c2); and (2) supporting financial documentation. Redacted copies, where appropriate, of these documents are filed publicly, while unredacted versions are filed under seal for the Commission's review.

² USPS Notice of filing Modifications to Rates Under Inbound Competitive Multi-Service IRA-USPS II Agreement with Materials Filed Under Seal, June 3, 2022. (*Notice*)

³ PRC Order No. 6074, Order Approving Additional Inbound Competitive Multi-Service Agreement with Foreign Postal Operators, Docket No. CP2022-34, December 23, 2021.

⁴ Governors' Decision No. 19-1.

COMMENTS

The Public Representative has reviewed the Postal Service's Notice and supporting documentation and concludes that the IRA-USPS II Agreement satisfies the requirements of 39 U.S.C. § 3633(a).

Pursuant to 39 U.S.C. § 3633(a), the Postal Service's competitive prices must not result in the subsidization of competitive products by market dominant products; ensure that each competitive product will cover its attributable costs; and ensure that all competitive products collectively contribute an appropriate share of the institutional costs of the Postal Service. The Public Representative affirms that the supporting workpapers filed under seal related to the IRA-USPS II Agreement indicate that the modified rates contained in the instant amended agreement will enable it to continue to meet the requirements of 39 U.S.C. § 3633(a). The Commission should thus, approve this modification.

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